

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON

U.S. SPECIALTY INSURANCE  
COMPANY,

Plaintiff,

Case No. 3:23-cv-367

vs.

PERFORMANCE SITE  
DEVELOPMENT, LLC, *et al.*,

District Judge Michael J. Newman

Defendants.

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**ORDER CONDITIONALLY DISMISSING THIS CASE**

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The Court, having been advised that the parties have settled this matter, **ORDERS** that this action is hereby **DISMISSED**, provided that any of the parties may, upon good cause shown within **ninety-five (95) days**, reopen the action if settlement is not consummated.

**IT IS SO ORDERED.**

March 13, 2025

s/Michael J. Newman  
Hon. Michael J. Newman  
United States District Judge